
IN THE SENATE OF THE UNITED STATES.

FEBRUARY 23, 1865.

Read twice and referred to the Committee on Commerce.

AN ACT

To revive certain provisions of the act entitled "An act further to provide for the collection of duties on imports and tonnage," approved March third, eighteen hundred and fifteen, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the first sentence of the second section of the act
4 entitled "An act further to provide for the collection of
5 duties on imports and tonnage," approved March three,
6 eighteen hundred and fifteen, to wit: "That it shall be law-
7 ful for any collector, naval officer, surveyor or inspector of
8 the customs, as well in any adjoining district as that to
9 which he belongs, to stop, search, and examine any carriage
10 or vehicle of any kind whatsoever, and to stop any person
11 travelling on foot or beast of burden on which he shall sus-
12 pect there are goods, wares, or merchandise which are subject
13 to duty, or which shall have been introduced into the United

14 States in any manner contrary to law; and if such officer
15 shall stop any goods, wares, or merchandise on any such
16 carriage, vehicle, person travelling on foot or beast of burden,
17 which he shall have probable cause to believe are subject to
18 duty or have been unlawfully introduced into the United
19 States, he shall seize and secure the same for trial," be, and
20 the same is hereby, revived and re-enacted; and every such
21 beast of burden, carriage or vehicle, together with the teams
22 or other motive power, and all the appurtenances used in
23 conveying such goods, wares, or merchandise, shall be subject
24 to seizure and forfeiture in like manner as is by law now
25 provided in regard to such goods, wares, or merchandise;
26 and all fines, penalties, and forfeitures recovered under this
27 act, or in consequence of such seizures, shall be disposed of
28 as is provided in other cases by the ninety-first section of the
29 act entitled "An act to regulate the collection of duties on
30 imports and tonnage," approved March second, seventeen
31 hundred and ninety-nine; and the last proviso of said ninety-
32 first section is hereby repealed.

1 SEC. 2. *And be it further enacted,* That the power and
2 authority given to collectors, naval officers, and surveyors by
3 the sixty-eighth section of the said last mentioned act be,
4 and the same are hereby, extended to inspectors of the cus-
5 toms, and any officer or other person entitled to or interested
6 in a part or share of any fine, penalty, or forfeiture incurred

7 under this or any other law of the United States, may be ex-
8 amined as a witness in any of the proceedings for the re-
9 covery of such fine, penalty, or forfeiture by either of the
10 parties thereto, and such examination shall not deprive such
11 witness of his or her share or interest in such fine, penalty,
12 or forfeiture.

1 SEC. 3. *And be it further enacted,* That in case any
2 store, warehouse, or other building shall be upon or near the
3 boundary line between the United States and any foreign
4 country, and there is reason to believe that dutiable goods
5 are deposited or have been placed therein or carried through
6 or into the same without payment of duties, and in violation
7 of law, and the collector, deputy collector, naval officer, or
8 surveyor of customs, shall make oath before any magistrate
9 competent to administer the same, that he has reason to be-
10 lieve, and does believe, that such offence has been therein
11 committed, such officer shall have the right to search such
12 building and the premises belonging thereto; and if any such
13 goods shall be found therein, the same, together with such
14 building, shall be seized, forfeited, and disposed of according
15 to law, and the said building shall be forthwith taken down
16 or removed. And any person or persons who shall have re-
17 ceived or deposited in such building or carried through the
18 same any goods, as aforesaid, or shall have aided therein, in
19 violation of law, shall, upon conviction before any court of

20 competent jurisdiction, be punished by fine not exceeding ten
21 thousand dollars, or by imprisonment not exceeding two
22 years, or by both such fine and imprisonment.

1 SEC. 4. *And be it further enacted,* That the first sec-
2 tion of the act of April second, eighteen hundred and forty-
3 four, entitled "An act directing the disposition of certain
4 unclaimed goods, wares, or merchandise, seized for being
5 illegally imported into the United States," be so amended
6 that in place of the word "one," wherever the same may be
7 found in said section, the word "five" shall be inserted.

Passed the House of Representatives February 23, 1865.

Attest:

EDWARD McPHERSON, *Clerk.*